



EFW

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/693,088	
	Filing Date	10/24/2003	
	First Named Inventor	Mark G. Fontenot	
	Art Unit	3732	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	5	Attorney Docket Number	4012.13

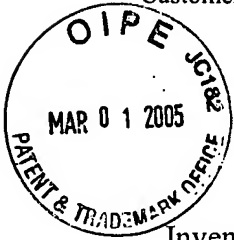
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div>Transmittal of Information Disclosure Statement and Postcard</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Howard M. Peters Reg. No. 29, 202
Signature	
Date	February 25, 2005

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the			
Typed or printed name	Howard M. Peters		
Signature		Date	February 25, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor	: Mark G. Fontenot	Art Unit.	: 3732
Serial Number	: 10/693,088	Examiner	: Unassigned
Filed	: 10/24/2003		:
Title	: Accelerated Tooth Whitening Method, And Composition And Kit		:
Confirmation Number	: 8477	Customer Number	: 23308

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop IDS, Commissioner for Patents, P.O. Box 1450, Alexandria Virginia, 22323-1450, on the date shown below.

Dated: 02/25/2005

By: Howard M. Peters

Printed Name: Howard M. Peters

**TRANSMITTAL OF INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR § 1.97**

Mail Stop IDS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are applicable.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \_\_\_\_\_ is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of \_\_\_\_\_ is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in the Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

The dates of the references are provided relative to the effective filing date of the present application in accordance with M.P.E.P. § 702 III.IV, having the earliest priority filing date of 10/24/2003.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for

any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 16-1331.

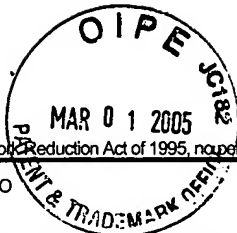
This submission is accompanied by a Transmittal Form, one Form 1449 and a postcard. In accordance with M.P.E.P §609.III, Minimum Requirements For an Information Disclosure Statement, copies of U.S. patents cited herein are not included since this application was filed after June 23, 2003. Also, no copy of any cited U.S. patent application is included, in accordance with USPTO Notice dated September 21, 2004, <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/rule98waiverd.pdf>.

Respectfully submitted,

PETERS, VERNY, JONES, SCHMITT & ASTON, LLP

By Howard M. Peters

Howard M. Peters, Reg. No. 29,202  
Tel.: (650) 324-1677  
Fax: (650) 324-1678



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

Application Number	10/693,088
Filing Date	10/24/2003
First Named Inventor	Mark G. Fontenot
Group Art Unit	3732
Examiner Name	Unassigned
Attorney Docket Number	4012.13

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date/ Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
	AA	US- 6,485,709 B2	11/26/2002	Banerjee et al.	
	AB	US- 6,277,458 B1	08/21/2001	Dirksing et al.	
	AC	US- 5,098,303	03/24/1992	Fischer	
	AD	US- 5,234,342	08/10/1993	Fischer	
	AE	US- 5,409,631	04/25/1995	Fischer	
	AF	US- 5,725,843	03/10/1998	Fischer	
	AG	US- 6,183,251 B1	02/06/2001	Fischer	
	AH	US- 5,575,654	11/19/1996	Fontenot	
	AI	US- 5,980,249	11/09/1999	Fontenot	
	AJ	US- 5,863,202	01/26/1999	Fontenot, et al.	
	AK	US- 5,922,307	07/13/1999	Montgomery	
	AL	US- 6,312,670 B1	11/06/2001	Montgomery	
	AM	US- 6,475,469 B1	11/05/2002	Montgomery	
	AN	US- 6,514,543 B2	02/04/2003	Montgomery	
	AO	US- 6,536,628 B2	03/25/2003	Montgomery	
	AP	US- 6,162,055	12/19/2000	Montgomery et al.	
	AQ	US- 6,343,933 B1	02/05/2002	Montgomery et al.	
	AR	US- 5,879,691	03/09/1999	Sagel et al.	
	AS	US- 5,891,453	04/06/1999	Sagel et al.	
	AT	US- 5,165,424	11/24/1992	Silverman	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

Examiner  
SignatureDate  
Considered

<sup>1</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.